

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/616,457

Appellants: Manfred Herrmann

Filed By EFS

Filed: 07/09/2003

Confirmation No. 1034

Title: METHOD AND APPARATUS FOR THE
INVESTIGATION OF A FUEL CELL SYSTEM

Art Unit: 1745

Examiner: O'Neill, Karie

Attorney Docket No. GP-301716 (7608.3031.001)

Mail Stop Appeal Briefs - Patents
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF


Sir:

This paper is being filed in response to the Notification of Non-Compliant Appeal Brief dated September 14, 2007. The Notice indicated that the Appeal Brief filed on August 16, 2007 did not properly identify the claims on appeal in the Status of the Claims section. The Notice also indicated that the entire Appeal Brief is not required, only the section found defective. Accordingly, Appellants respectfully request that the attached section III - Status of the Claims be substituted for that contained in the Appeal Brief on August 16, 2007. Appellants note that the Status of the Claims section is not one of the sections identified in MPEP §1205.03 to be corrected by using replacement sections. If the attached replacement section is not acceptable, Appellants respectfully request an invitation to file a complete amended appeal brief.

USSN:10/616,457
Attorney Docket No.: [7608.3031.001]

Respectfully submitted,

Reising Ethington Barnes Kisselle PC
PO Box 4390
Troy, Michigan 48099-4390
Telephone: 248-689-3500
Facsimile: 248-689-4071
Email: brooks@reising.com

by 
CARY W. BROOKS
Registration No. 33,361

Dated: September 25, 2007

APPEAL BRIEF REPLACEMENT SECTION(S):

Please replace the following section III - Status of the Claims for that section in the Appeal Brief filed on August 16, 2007:

III – Status of the Claims

Claims 1-25, 30-33 and 44-48 are pending.

Claims 1-25, 30-33 and 44-48 have been rejected.

Claims 26-29 and 34-43 have been canceled.

Claims 49-51 have been withdrawn by the Examiner.

Claims 1-25, 30-33 and 44-48 are on appeal.

There are no other claims.